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*Class Counsel Plaintiffs*

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**OAKLAND DIVISION**

IN RE COLLEGE ATHLETE NIL  
LITIGATION

Case No. 4:20-cv-03919-CW

**PLAINTIFFS' ADMINISTRATIVE MOTION  
TO PROVISIONALLY FILE UNDER SEAL  
PURSUANT TO STIPULATED ORDER**

1 Plaintiffs bring this administrative motion to provisionally file under seal pursuant to Civil  
2 Local Rules 7-11 and 79-5, and the Stipulation and Order Regarding Administrative Motions to Seal  
3 Relating to Summary Judgment and *Daubert* Motions (“Order”), entered by this Court on April 2,  
4 2024 (ECF No. 413).

5 The Order provides that “a single combined administrative motion to seal covering all sealing  
6 requests (‘Omnibus Sealing Motion’) would be the most efficient way for the Court to handle all  
7 sealing issues arising from the Parties’ summary judgment and *Daubert* briefing papers and related  
8 documents.” Order at 3. It also provides that the parties shall file redacted versions of their class  
9 certification briefs and related documents on the public docket “without accompanying interim  
10 motions to seal,” and shall file sealed versions of those documents “using the ECF Event for  
11 ‘Documents e-Filed Under Seal.’” *Id.* at 4.

12 Using the ECF Event for “Documents e-Filed Under Seal” requires the filing party to link to  
13 an order granting a motion to seal. Plaintiffs have attempted to file their class certification documents  
14 using the ECF Event for “Documents e-Filed Under Seal” by linking to the Order. However, the Order  
15 does not appear to have been designated in the ECF system as an order granting a motion to seal.  
16 Therefore, the ECF system prevents Plaintiffs from linking to the Order and using the ECF Event for  
17 “Documents e-Filed Under Seal.” Plaintiffs are therefore filing this Administrative Motion to  
18 Provisionally File Under Seal to allow them to file their summary judgment brief and related  
19 documents under seal, consistent with the Order. Plaintiffs request that Court enter the concurrently  
20 filed proposed order so that the summary judgment brief and related documents may be maintained  
21 provisionally under seal, pending the Court’s ruling on the Omnibus Sealing Motion contemplated by  
22 the Order.

23 Pursuant to the Order, Plaintiffs are concurrently filing under seal either portions of or in their  
24 entirety the following documents:

- 25 1. Plaintiffs’ Notice of Motion and Motion for Summary Judgment and to Exclude the  
26 Opinions of Dr. Gautam Gowrisankaran and Barbara Osborne; and
- 27 2. Exhibits 1-11, 13, 15-22, 24-28, 31-32, 34-36, 43-49, and 56 to the Declaration of Steve  
28 W. Berman in Support of Plaintiffs’ Motion for Summary Judgment and to Exclude the

Opinions of Dr. Gautam Gowrisankaran and Barbara Osborne.

Dated: April 3, 2024

Respectfully submitted,

HAGENS BERMAN SOBOL SHAPIRO LLP

WINSTON & STRAWN LLP

By: /s/ Steve W. Berman

By: /s/ Jeffrey L. Kessler

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**ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(i)(3)**

Pursuant to Civil Local Rule 5-1(i)(3), the filer of this document attests that concurrence in the filing of this document has been obtained from the signatories above.

/s/ Steve W. Berman

STEVE W. BERMAN